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March 23, 1999

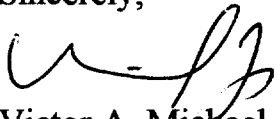
Magalie Roman Salas, Esquire  
Secretary  
Federal Communications Commission  
Room 222  
445 12th Street, S.W.  
Washington, DC 20554

RECEIVED  
MAR 25 1999  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Murphy, Idaho.

Sincerely,



Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, Wyoming 82009

307-778-9318

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Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

**RECEIVED**  
MAR 25 1999  
FEDERAL COMMUNICATIONS COMMISSION  
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In the matter of: )  
 )  
Amendment of Section 73.202 (b) )  
 )  
Table of Allotments )  
 )  
FM Broadcast Stations )  
 )  
(Murphy, Idaho)

RM-\_\_\_\_\_

**PETITION FOR RULE MAKING**

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 224C1 (92.7 Mhz) to Murphy, Idaho as its first local FM allotment.

**INTRODUCTION**

1. This statement is a petition for rule making to allot FM channel 224C1 (92.7 Mhz) to Murphy, Idaho and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 224C1 to Murphy will have.

**DISCUSSION**

2. Murphy is located in Southwest Idaho. It is also located within Owyhee County, a county of some 8,392 persons. Murphy has a population of 150 persons in accordance with the 1998 Rand McNally Road Map, which is based on 1990 census data.

3. The allotment of channel 224C1 to Murphy will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Murphy is located at Nyssa, Oregon. Nyssa is located 51 kilometers from Murphy. Murphy, while not incorporated, has many retail businesses as it is located on the congested Highway 78 which leads to Nampa, Idaho. Murphy has also seen growth and is estimated to have a population of over 175 persons. Murphy is home to the Owyhee County Museum, a popular tourist attraction.

4. Murphy would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 51 Kilometers of Murphy. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Murphy area of emergency conditions caused by severe weather or other health hazards. It is obvious from the above spacing, that Murphy is presently without local FM service.

5. Channel 224C1 can be allotted to Murphy and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Murphy, Idaho	-----	224C1

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 224C1 and the pertinent adjacent channels to 224C1 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study ( N 42 - 57' - 13", W. 116 - 47' - 19") are that of a site located 34.8 kilometers southwest of the community of Murphy. A site restriction of 34.8 kilometers southwest will be required to allot channel 224C1 to Murphy. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Murphy. These sites would also provide full minimum spacing requirements to other allotments.

### CONCLUSION

7. It has been shown that Murphy would benefit from the allotment of channel 224C1. It has also been shown that channel 224C1 can be allotted to Murphy and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 224C1 for Murphy , 73.202.

8. Should channel 224C1 be allotted to Murphy, I certify that I will file an application for a Construction Permit to operate an FM station for Murphy, Idaho.

## CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: March 22, 1999

Respectfully submitted,



Victor A. Michael Jr.  
President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 224C1 (92.7 MHz), at N. 42 57 13, W. 116 47 19.

Searching Channel 224C1 (92.7 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Boise	ID	222	C	U	105.2	105.0	32.2°	0.2
KIZN	Boise	ID	222	C	L	105.2	105.0	32.2°	0.2
ALC	Rupert	ID	223	C	U	270.0	209.0	104.7°	61.0
KKMV	Rupert	ID	223	C	L	270.1	209.0	104.8°	61.1
ALC	Winnemucca	NV	224	C3	U	230.5	211.0	200.6°	19.5
KWNAFM	Winnemucca	NV	224	C3	L	230.5	211.0	200.6°	19.5
ALC	Burns	OR	224	A	U	202.2	196.0	289.9°	6.2
KQHC	Burns	OR	224	A	L	202.2	196.0	289.9°	6.2
ALC	New Plymouth	ID	226	C	U	105.2	105.0	32.2°	0.2
KZMG	New Plymouth	ID	226	C	L	105.2	105.0	32.2°	0.2
KZMG	New Plymouth	ID	226	C	L	105.2	105.0	32.2°	0.2
ALC	Caldwell	ID	277	C	U	87.6	41.0	13.7°	46.6
KARO	Caldwell	ID	277	C	L	105.2	41.0	32.2°	64.2
KARO	Caldwell	ID	277	C	L	105.2	41.0	32.2°	64.2

FIGURE 1  
CHANNEL SPACING STUDY  
MURPHY, IDAHO  
MOUNTAIN WEST BROADCASTING